

1 KEVIN V. RYAN (CSBN 118321)
United States Attorney

2 EUMI L. CHOI (WVSBN 0722)
3 Chief, Criminal Division

4 DENEE A. DILUIGI (COSBN 35082)
Special Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
6 San Francisco, California 94102
7 Telephone: (415) 436-7031
8 Fax: (415) 436-7234
Email: Denee.DiLuigi@usdoj.gov

9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION
13
14

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 RONALD ROCK,

19 Defendant.
20

No. CR-05-0169 MAG

STIPULATION AND [PROPOSED]
ORDER TO EXCLUDE TIME AND
DEFER PROSECUTION

21 The parties hereby request that the Court exclude time under the Speedy Trial Act in the
22 above captioned case pursuant to 18 U.S.C. § 3161(h)(2) from May 31, 2005 to December 31,
23 2006 for deferral of prosecution. The parties agree that pretrial diversion is an appropriate
24 disposition in this matter.

25 The United States has referred Mr. Rock to Pretrial Services for an intake evaluation. If
26 Mr. Rock meets the qualifications set forth by Pretrial Services, he will be placed on pretrial
27 diversion for no more than eighteen months. Accordingly, the parties agree that the prosecution
28 will be deferred for an eighteen month period of time for Mr. Rock to demonstrate good conduct

STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME AND DEFER PROSECUTION
CR 05-0169 MAG

FILED

JUN X 9 2005


RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 under the conditions of a pretrial diversion program.


2 SO STIPULATED.

3 KEVIN V. RYAN
4 United States Attorney

5 DATED: June 3rd, 05

6 
7 DENE A. DILUIGI
8 Special Assistant United States Attorney

9 DATED: 6/3/05

10 
11 DAVID FERMINO
12 Attorney for Mr. Rock

13 Based on the stipulation of the parties and for good cause shown, IT IS HEREBY
14 ORDERED that time is excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(2)
15 from May 31, 2005 to December 31, 2006 for deferral of prosecution by the United States for the
16 purpose of allowing the defendant to demonstrate good conduct under the conditions of a pretrial
17 diversion program.

18 DATED: 6/6/05

19 
20 ELIZABETH D. LAPORTE
21 United States Magistrate Judge